

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4150 of 2024

Arising Out of PS. Case No.-9 Year-2023 Thana- RAFIGANJ District- Aurangabad

Md. Wasim Ansari @ Sammi @ Simmi Son of Md. Moin Ansari @ Moin
Ansari R/o vill - Fida Bigha, P.S. - Rafiganj, Distt. - Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.Jagdhar Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 21-03-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application
for grant of regular bail in a case registered for the
offences punishable under Sections 427, 436 of the
Indian Penal Code.

Prosecution case in nutshell is that informant
closed his shop and went to his home. In the meantime,
someone set fire in his shop due to which informant
incurred loss of Rs. 12 lakhs. It is further alleged that in
CCTV footage, petitioner and one Md. Irshad Alam were
found roaming on the road at the time of alleged



occurrence.

It is submitted by learned counsel for the petitioner that the petitioner is innocent and he has falsely been implicated in the present case. Only on the basis of CCTV footage, the name of petitioner sprang up in this case. There is no eye witness of the alleged offence. The prosecution hinges around the petitioner merely on the basis of suspicion. Moreover, the petitioner suo-motto surrendered on 10.10.2023 and since then he is languishing in judicial custody. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on



bail in connection with Rafiganj P.S. Case No. 09 of 2023 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Aurangabad.

(Sunil Kumar Panwar, J)

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